

No. 129

# MICHIGAN SENATE

## DAILY CALENDAR

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TUESDAY, DECEMBER 11, 2007  
10:00 a.m.

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MESSAGES FROM THE GOVERNOR

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1

**SB 436** Sen. Jelinek  
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.  
Creates appropriation act.  
**Approved by Governor, with line item vetoed, Wednesday, June 6.**  
For veto message, see Senate Journal No. 57, page 847.  
Vetoed line item pending.

2

**SB 222** Sen. Brown  
Appropriations; agriculture; department of agriculture; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31.**  
For veto message, see Senate Journal No. 116, page 2121.  
Vetoed line items pending.

3

**SB 229** Sen. Pappageorge  
Appropriations; general government; appropriations for certain state departments and agencies; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31.**  
For veto message, see Senate Journal No. 116, page 2122.  
Vetoed line items pending.

4

**SB 232** Sen. Hardiman  
Appropriations; human services; department of human services; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31.**  
For veto message, see Senate Journal No. 116, page 2122.  
Vetoed line items pending.

5

**SB 238** Sen. Garcia  
Appropriations; state police; department of state police; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31.**  
For veto message, see Senate Journal No. 116, page 2123.  
Vetoed line items pending.

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MESSAGES FROM THE GOVERNOR

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6

**SB 240** Sen. Hardiman  
Appropriations; transportation; department of transportation; provide for fiscal year 2007-2008.  
Creates appropriation act.  
**Approved by Governor, with line items vetoed, Wednesday, October 31.**  
For veto message, see Senate Journal No. 116, page 2123.  
Vetoed line items pending.

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MESSAGES FROM THE HOUSE

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7

**SB 53** Sen. Whitmer  
Income tax; city; contributions to a city for specified purposes; provide for check-off option.  
Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.  
**I.E. House, August 21, 2007.**  
**Returned from House with House substitute (H-1), Wednesday, August 22; laid over under the rules.**  
Committee recommended I.E.

8

**HB 4120** Rep. Bauer  
Income tax; city; contributions to a city for specified purposes; provide for check-off option.  
Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.  
**I.E. House, February 27, 2007.**  
**I.E. Senate, March 28, 2007.**  
**Returned from House with House substitute (H-1) to Senate substitute (S-2), Wednesday, August 22; laid over under the rules.**

9

**SB 511** Sen. Jelinek  
Appropriations; supplemental; multidepartment supplemental for fiscal year 2007; provide for.  
Creates appropriation act.  
**I.E. House, November 6, 2007.**  
**Returned from House with House substitute (H-3), Wednesday, November 7; laid over under the rules.**

## MESSAGES FROM THE HOUSE

10

**HB 4507** Rep. Ward  
Elections; scheduling; school board elections; require to be held in November.

Amends secs. 302 & 644g of 1954 PA 116 (MCL 168.302 & 168.644g) & adds sec. 642c.

**Returned from House with House substitute (H-2) to Senate substitute (S-6) Tuesday, November 27; laid over under the rules.**

11

**SB 388** Sen. Cassis  
State; escheats; application of unclaimed property act to gift cards; clarify.

Amends secs. 2 & 15 of 1995 PA 29 (MCL 567.222 & 567.235).

**I.E. House, November 28, 2007.**

**Returned from House with House substitute (H-2), Thursday, November 29; laid over under the rules.**

**Committee recommended I.E.**

## THIRD READING OF BILLS

12

**HB 4246** Rep. Steil  
Local government; intergovernmental affairs; intergovernmental transfers of functions and responsibilities; revise contents of contracts.

Amends sec. 4 of 1967 (Ex Sess) PA 8 (MCL 124.534).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

**Defeated, Wednesday, September 12; motion to reconsider vote pending.**

13

**HB 4266** Rep. Opsommer  
Local government; intergovernmental affairs; intergovernmental transfers of employees and responsibilities; revise contents of contracts.

Amends sec. 5 of 1967 (Ex Sess) PA 7 (MCL 124.505).

**I.E. House, May 25, 2007.**

**House substitute (H-2).**

**Reported by Committee on Local, Urban and State Affairs.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

14

**SB 559** Sen. Kuipers  
Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

**Reported by Committee on Government Operations and Reform.**

**Senate substitute (S-1).**

**For Senate amendment, see Senate Journal No. 66, page 995.**

**Committee recommended I.E.**

## THIRD READING OF BILLS

15

**SB 625** Sen. Brown  
Elections; primary; presidential primary process; revise.

Amends secs. 613a, 614a, 615a, 624g, 641 & 759a of 1954 PA 116 (MCL 168.613a et seq.); adds secs. 615c & 759c & repeals secs. 562b, 618, 619 & 620a of 1954 PA 116 (MCL 168.562b et seq.).

**Reported by Committee on Campaign and Election Oversight.**

**Committee recommended I.E.**

16

**SB 482** Sen. Gleason  
Higher education; financial aid; qualifying score in social studies assessment test results; add as eligibility requirement for Michigan promise grant.

Amends secs. 2 & 4 of 2006 PA 479 (MCL 390.1622 & 390.1624).

**Reported by Committee on Education.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

17

**HB 4132** Rep. Gaffney  
Environmental protection; prohibited products; certain lead-bearing consumer products; prohibit, or require labeling.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding pt. 54B.

**I.E. House, June 26, 2007.**

**House substitute (H-3).**

**Reported by Committee on Health Policy.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

18

**HB 4399** Rep. Wojno  
Environmental protection; prohibited products; lunch boxes containing lead; prohibit sale.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 5480.

**I.E. House, June 26, 2007.**

**House substitute (H-1).**

**Reported by Committee on Health Policy.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

19

**HB 4936** Rep. Coulouris  
Health; other; Michigan childhood lead poisoning prevention and control commission; remove sunset.

Amends sec. 5474a of 1978 PA 368 (MCL 333.5474a).

**I.E. House, June 26, 2007.**

**House substitute (H-4).**

**Reported by Committee on Health Policy.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

## THIRD READING OF BILLS

20

- HB 4979** Rep. Hopgood  
Transportation; other; transportation asset management; modify.  
Amends secs. 1g & 9a of 1951 PA 51 (MCL 247.651g & 247.659a).  
**I.E. House, July 19, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Transportation.**  
**Committee recommended I.E.**

## GENERAL ORDERS

21

- SB 275** Sen. Whitmer  
Courts; juries; exemption for nursing mothers from jury duty; provide for.  
Amends sec. 1307a of 1961 PA 236 (MCL 600.1307a).  
**Reported by Committee on Judiciary.**  
**Committee recommended I.E.**

22

- SB 218** Sen. Basham  
Economic development; plant rehabilitation; eligibility requirements to obtain an industrial facilities exemption certificate; allow for exception under certain circumstances.  
Amends sec. 9 of 1974 PA 198 (MCL 207.559).  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

23

- SB 471** Sen. Allen  
Liquor; licenses; application process for on-premises or quota license when unavailable in jurisdiction; clarify.  
Amends sec. 521a of 1998 PA 58 (MCL 436.1521a).  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

24

- HB 4597** Rep. Gillard  
Natural resources; hunting; promotion of; provide for on department of natural resources controlled land.  
Amends sec. 504 of 1994 PA 451 (MCL 324.504).  
**I.E. House, May 3, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Natural Resources and Environmental Affairs.**  
**Committee recommended I.E.**

25

- SB 282** Sen. Thomas  
Education; curricula; physical education requirement; revise.  
Amends sec. 1502 of 1976 PA 451 (MCL 380.1502).  
**Reported by Committee on Health Policy.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

26

- HB 5151** Rep. Bieda  
Single business tax; other; sourcing of receipts for mortgage companies; clarify.  
Amends sec. 53 of 1975 PA 228 (MCL 208.53).  
**I.E. House, October 11, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Finance.**  
**Committee recommended I.E.**

27

- SB 591** Sen. Kuipers  
Torts; product liability; liability of successor corporation for asbestos claims; enact limits.  
Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding ch. 30.  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-3).**  
**Committee recommended I.E.**

28

- SB 364** Sen. Jacobs  
Economic development; commercial redevelopment; corridor improvement authority act; modify.  
Amends secs. 2, 5, 6, 9, 18, 20, 22, 23 & 27 of 2005 PA 280 (MCL 125.2872 et seq.).  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-4).**  
**Committee recommended I.E.**

29

- HB 4711** Rep. Huizenga  
Economic development; brownfield redevelopment authority; certain revisions; provide for.  
Amends secs. 15 & 16 of 1996 PA 381 (MCL 125.2665 & 125.2666).  
**I.E. House, September 6, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

30

- HB 4712** Rep. Clemente  
Economic development; brownfield redevelopment authority; certain revisions to brownfield tax increment finance act; provide for.  
Amends sec. 13 of 1996 PA 381 (MCL 125.2663).  
**I.E. House, September 6, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

31

**HB 4869** Rep. Farrah  
Occupations; athletics; boxing regulatory act; modify to allow "ultimate fighting championships".  
Amends secs. 1, 10, 11, 20, 21, 22, 31, 32, 33, 34, 35, 47, 48, 51, 53, 54, 55, 56, 57 & 58 of 2004 PA 403 (MCL 338.3601 et seq.).  
**I.E. House, July 25, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

32

**HB 4870** Rep. Farrah  
Occupations; athletics; certain mixed martial arts activities; exempt from penal code.  
Amends sec. 447 of 1931 PA 328 (MCL 750.447).  
**I.E. House, July 25, 2007.**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Committee recommended I.E.**

33

**HB 5100** Rep. Mayes  
Economic development; renaissance zones; renewable energy facility; include agricultural crops in definition.  
Amends sec. 3 of 1996 PA 376 (MCL 125.2683).  
**I.E. House, October 3, 2007.**  
**For House amendment, see House Journal No. 82, page 1379.**  
**Reported by Committee on Economic Development and Regulatory Reform.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

34

**HB 4220** Rep. Espinoza  
Public employees and officers; ethics; school board member volunteer service in school district; allow under certain conditions.  
Amends sec. 3 of 1978 PA 566 (MCL 15.183).  
**I.E. House, March 8, 2007.**  
**House substitute (H-1).**  
**Reported by Committee on Education.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

35

**HB 5034** Rep. Shelton  
Agriculture; fertilizer; "agricultural use"; define.  
Amends sec. 8501 of 1994 PA 451 (MCL 324.8501).  
**I.E. House, October 18, 2007.**  
**Reported by Committee on Agriculture.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

36

**HB 5035** Rep. Mayes  
Agriculture; fertilizer; approval for ordinance regarding use of agricultural fertilizer; require by Michigan commission of agriculture.  
Amends sec. 8517 of 1994 PA 451 (MCL 324.8517).  
**I.E. House, October 18, 2007.**  
**Reported by Committee on Agriculture.**  
**Committee recommended I.E.**

37

**SB 385** Sen. Barcia  
Public utilities; electric utilities; requirement for utilities to produce a certain portion of electricity for sale through renewable sources; provide for.  
Creates new act.  
**Committee on Energy Policy and Public Utilities discharged, Tuesday, December 4.**

38

**HB 5101** Rep. Farrah  
Economic development; neighborhood enterprise zones; eligibility; expand to include new facilities.  
Amends sec. 4 of 1992 PA 147 (MCL 207.774).  
**I.E. House, October 9, 2007.**  
**Reported by Committee on Commerce and Tourism.**  
**Committee recommended I.E.**

39

**SB 346** Sen. Van Woerkom  
Crimes; animals; fleeing the scene of dog or wolf-dog cross bite incident or failing to provide assistance to bitten individual; prohibit and provide penalties.  
Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 66.  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

40

**SB 485** Sen. Kuipers  
Criminal procedure; sentencing; technical amendments; provide for.  
Amends sec. 1, ch. IX of 1927 PA 175 (MCL 769.1).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

41

**SB 524** Sen. Patterson  
Retirement; judges; retirement allowance for judges; increase.  
Amends 1992 PA 234 (MCL 38.2101 - 38.2670) by adding secs. 513 & 514.  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

42

**SB 786** Sen. Kuipers  
Civil procedure; civil actions; limitation on recovery amount allowed in small claims suits; revise.  
Amends sec. 8401 of 1961 PA 236 (MCL 600.8401).  
**Reported by Committee on Judiciary.**  
**Senate substitute (S-1).**  
**Committee recommended I.E.**

## GENERAL ORDERS

43

**SB 731** Sen. Allen

Military affairs; other; requirement to provide certain returning reservists with post-traumatic stress disorder (PTSD) and traumatic brain injury questionnaires; provide for.

Amends 1967 PA 150 (MCL 32.501 - 32.851) by adding sec. 236.

**Reported by Committee on Senior Citizens and Veterans Affairs.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

44

**SB 294** Sen. Jansen

Income tax; credit; grocery store locating within certain areas; establish incentives.

Amends sec. 2 of 2005 PA 210 (MCL 207.842).

**Reported by Committee on Economic Development and Regulatory Reform.**

**Senate substitute (S-1).**

**Committee recommended I.E.**

45

**HB 5123** Rep. Bieda

Economic development; commercial redevelopment; limit on certain powers to veto the creation of a district; provide for.

Amends secs. 2 & 3 of 2005 PA 210 (MCL 207.842 & 207.843).

**I.E. House, September 25, 2007.**

**House substitute (H-1).**

**Reported by Committee on Economic Development and Regulatory Reform.**

**Committee recommended I.E.**

46

**SB 212** Sen. Birkholz

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; ratify.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 342.

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-6).**

**Committee recommended I.E.**

47

**SB 858** Sen. Van Woerkom

Natural resources; Great Lakes; Great Lakes-St. Lawrence river basin water resources compact; amend safe drinking water act to implement.

Amends sec. 4 of 1976 PA 399 (MCL 325.1004).

**Reported by Committee on Natural Resources and Environmental Affairs.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

## RESOLUTIONS

48

**SR 99** Sen. Richardville

A resolution to memorialize the Congress of the United States to ensure that all members of the Armed Forces receive postdeployment health assessments for possible post-traumatic stress disorder and traumatic brain injuries, and that these assessments follow these servicemembers as they transition from active duty to civilian life or reserve duty.

**Reported by Committee on Senior Citizens and Veterans Affairs.**

**For text of resolution, see Senate Journal No. 83, page 1317.**

**Adoption pending.**

49

**SR 100** Sen. Allen

A resolution to urge the United States Department of Defense to accept records of state screening for post-traumatic stress disorder and traumatic brain injuries in the absence of a federal screening record.

**Reported by Committee on Senior Citizens and Veterans Affairs.**

**For text of resolution, see Senate Journal No. 83, page 1318.**

**Adoption pending.**

## COMMITTEE REPORTS

50

**SB 170** Sen. Clark-Coleman

Children; guardians; relative guardianship assistance act; establish.

Creates new act.

**Reported by Committee on Families and Human Services.**

**Senate substitute (S-2).**

**Committee recommended I.E.**

**Refer to Committee of the Whole pursuant to Rule 3.701.**

## SCHEDULED MEETINGS

**Appropriations -****Subcommittee -**

**Community Health Department -** Thursday, December 13, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

**Commerce and Tourism -** Tuesday, December 11, 2:30 p.m., Wednesday, December 12, 9:00 a.m., and Thursday, December 13, 1:00 p.m., Room 100, Farnum Building (373-2413)

**Health Policy -** Wednesday, December 12, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-0793)

**Homeland Security and Emerging Technologies -** Tuesday, December 11, 1:00 p.m., Room 100, Farnum Building (373-5932)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed To	
		Senate	House	Senate	House
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Bishop Jelinek Switalski	Tobocman Cushingberry Acciavatti		